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Date: December 6, 2005

Alaska Native Tribal Health Consortium
Division of Environmental Health and Engineering
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Document Distribution

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LR: 12/01/05



Division of Environmental Health and Engineering

Cooperative Project Agreement

A Health Facility Improvement Project Between:
The Alaska Native Tribal Health Consortium and
The Norton Sound Health Corporation in
The City of Nome, Alaska
Project No. AN 05-GE7
November 2005

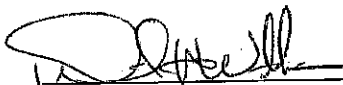
**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
CITY OF NOME, ALASKA**

PROJECT NO. AN 05-GE7

To complete this project, ANTHC and the Norton Sound Health Corporation mutually agree to the terms and conditions contained in this Agreement.

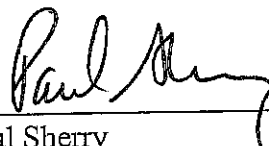
RECOMMENDED BY:

12/10/05
Date


Daniel H. Williams, P.E.
Regional Manager
DEHE, ANTHC

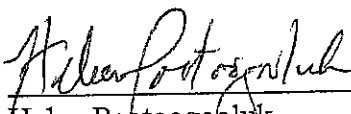
APPROVED BY:

11/15/05
Date


Paul Sherry
Chief Executive Officer
ANTHC

APPROVED BY:

12/1/05
Date


Helen Poptoogobluk
Interim President/CEO
NSHC

**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
CITY OF NOME, ALASKA**

PROJECT NO. AN 05-GE7

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**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
CITY OF NOME, ALASKA**

PROJECT NO. AN 05-GE7

DATE OF AGREEMENT:
November 2005

A. INTRODUCTION

Throughout this Cooperative Project Agreement (CPA) the following entities are referred to as follows:

Norton Sound Health Corporation	=	NSHC
Alaska Native Tribal Health Consortium	=	ANTHC
Division of Environmental Health and Engineering	=	DEHE
Denali Commission	=	Commission

The ANTHC, DEHE, role is to provide lasting solutions to promote healthy communities.

This CPA contains information about the project scope of work, funding, costs, and administration, and is being performed under the provisions of the following agreements:

- Memorandum of Understanding Between the Denali Commission and the Alaska Native Tribal Health Consortium for Alaska Health, Sanitation, and Other Related Infrastructure, dated September 2004. This MOU defines the roles and responsibilities of each party.
- Denali Commission Financial Assistance Award Project No. 185-05, dated August 2005.
- Denali Commission Financial Assistance Award Project No. 185-05, Amendment No. 1, dated August 2005.

B. SCOPE OF PROJECT

This project will construct a hostel in Nome, Alaska. Activities include site preparation, materials and equipment, construction, and labor.

C. PROJECT COST

C 1. Cost Estimate Table

Job Type	Scope of Work	Qty	Units	Unit Cost	Total Cost	Funding Sources			
						Denali FY05	Denali FY05	Rasmuson Foundation	NSHC
M-CL	Construct hostel	1	LS	3,665,000	3,665,000	1,700,000	150,000	495,000	1,320,000
Total Award					\$3,665,000	\$1,700,000	\$150,000	\$495,000	\$1,320,000

C 2. Project Funding

Contributor	Fiscal Year	Description	Amount
<u>Denali Commission</u>	<u>Federal 2005</u>	<u>NA</u>	<u>\$ 1,700,000</u>
<u>Denali Commission</u>	<u>Federal 2005</u>	<u>NA</u>	<u>\$ 150,000</u>
<u>Rasmuson Foundation</u>	<u>NA</u>	<u>NA</u>	<u>\$ 495,000</u>
<u>NSHC</u>	<u>NA</u>	<u>NA</u>	<u>\$ 1,320,000</u>
TOTAL PROJECT FUNDING			<u>\$ 3,665,000</u>

Denali Commission funding for this health facility improvement project has been made available to ANTHC through a separate Financial Assistance Award (FAA), or amendment or addendum to an existing FAA, between the Denali Commission and ANTHC. It is understood that funding transfers will be made to ANTHC incrementally. Project activities should not proceed until funding for each increment of work is available to ANTHC.

By signing this Agreement, NSHC is assuring that funding from other contributing agencies, if applicable, shall be made available to the project. If in-kind or other funding sources are unavailable, transfers to NSHC will be curtailed.

NSHC shall not be obligated to continue performance that requires an expenditure of more funds than awarded under this CPA plus funding from other sources as specified in the funding application to the Denali Commission. If NSHC has reason to believe that the total amount required for performance will be greater than the amount of this CPA plus any other funding source amounts so specified as initially available, NSHC shall provide notice to ANTHC within ten (10) days of discovery. If the Commission (or any other funding source) does not increase the funding authorization for the project, NSHC may suspend performance until sufficient additional funds are awarded, or complete the project without additional funding assistance through this CPA.

D. PROJECT ADMINISTRATION

In conformance with the Commission's Financial Assistance Award, the following project management methodology has been selected by NSHC:

Project construction shall be managed by NSHC, which has met standards for a "Pass Through" organization approved by ANTHC. ANTHC will only maintain program oversight of the project. No technical assistance or project management will be provided by ANTHC.

This Agreement shall take effect upon signature by all parties and remain in effect until the expiration of the "Performance Period" specified within the Commission's Financial Assistance Award, or subsequent amendment(s) or addendum(s).

E. SUSTAINED OPERATIONS CONSIDERATIONS

NSHC will assume ownership and responsibility for operating and maintaining equipment and facilities provided by this project.

F. NATIONAL HISTORIC PRESERVATION ACT REQUIREMENTS

The National Historic Preservation Act (NHPA) provides for cultural resources identification and protection through avoidance or mitigation to avoid unnecessary disturbance of reported or known human burials. The NHPA also requires tribes to be consulting parties if archeological discoveries are made during construction.

The Native American Graves Protection and Repatriation Act (NAGPRA) contains stipulations regarding the appropriate treatment and disposition of human burials, funerary, and associated items discovered on Federal lands or Indian Allotments. NAGPRA recognizes the inherent rights and claims of the Native people but often is inapplicable to ANTHC projects. For this reason, as a policy ANTHC recognizes the inherent rights and claims of the tribal entity when human remains and associated items are uncovered through construction projects.

Therefore, if construction for this project results in the discovery of ancient cultural items (i.e., human burials, associated items, and/or archaeological artifacts) ANTHC will ensure that the Nome Eskimo Community will be a consulting party. In addition, the following responsibilities are assumed by the project participant in order to comply with the NHPA, NAGPRA, and ANTHC policy recognizing inherent rights and claims:

- Identifying any known or reported archaeological site, artifact, or ancient human remains to avoid unnecessary damage to sensitive resources.

- Delaying construction in the vicinity of a discovery until procedures in conformance with 36 CFR 800 are complete.
- Determining appropriate mitigation measures and performing all mitigation in conformance with 36 CFR 800.
- Ensuring an archaeologist, retained or employed by any party to facilitate construction operations, will view and document any and all cultural items discovered during excavation if an adverse effect determination has been made.
- Ensuring that if removal of ancient human remains is necessary, the archaeologist will remove the entire body and that unless the Nome Eskimo Community requests further study of the remains, tests upon or photographs of any ancient human remains will not occur unless specific, separate Agreements have been made with the Nome Eskimo Community.
- Contacting local law enforcement officials if a modern human burial is discovered to determine if a criminal act can be identified. If the burial is from an archaeological context, the burial will be treated as archaeological remains and need not be treated as a scene of crime.
- Acknowledging that the Nome Eskimo Community assumes full responsibility for any and all cultural items discovered during excavation on all but private lands.
- Acknowledging that the Nome Eskimo Community reserves the inherent right to determine the appropriate disposition of any and all cultural items discovered during excavation on all but private lands.
- Acknowledging that the inherent claims or rights of the Nome Eskimo Community are not diminished by the fact that the land is under ownership by another party.
- Ensuring that if a discovery is made on Federal lands, Indian Allotment lands, or lands not yet conveyed to the Village or Regional Corporation, parties to facility construction operations shall comply with NAGPRA if appropriate.
- Acknowledging that all other inherent rights and claims regarding any and all cultural items discovered on any lands other than private lands during excavation for or in support of facility construction not expressly covered in these responsibilities are reserved to the Nome Eskimo Community alone.

G. AUTHORITY FOR APPROVAL

Upon signing this document, the ANTHC Chief Executive Officer delegates authority to sign all subsequent agreements related to this project to the Director of Regional Facilities Services, DEHE.

H. PROVISIONS FOR PROJECT COMPLETION

The following sections from the ANTHC, DEHE, Cooperative Project Agreement Provisions Manual for Health Facilities Projects (Orange Book), dated June 2003, are incorporated into this Agreement by reference. For the purposes of this Agreement, all references to "Local Participant" shall mean NSHC.

- Section 1, "Provisions for All Cooperative Project Agreements"
- Section 4, "Provisions for Regional Health Organization Management of Force Account Labor for Pass Through Projects"
- Section 5, "Insurance and Indemnification Provisions for Force Account Labor Projects Managed by the ANTHC or the Local Participant"
- Section 6, "Assurances for All Construction Programs" (Standard Form 424D)

The following federal provisions apply to this project:

- 15 CFR 24, Uniform Admin Requirements for Grants/Cooperative Agreements to State and Local Governments
<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr24_99.html>
(applies to local or tribal government)
- OMB Circular A-87, Cost Principles for State and Local Governments and Indian Tribal Governments <www.whitehouse.gov/OMB/circulars/a087/a087-all.html>
(applies to local or tribal government)
- OMB Circular A-133, Audits of States, Local Governments and Non-Profit Organizations <www.whitehouse.gov/OMB/circulars/a133/a133.html>
(applies to all Agreements)
- 15 CFR, Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Nonprofit, and Commercial Organizations
<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr14_99.html>
(applies to non-profits)
- OMB Circular A-122, Cost Principles for Nonprofit Organizations
<www.whitehouse.gov/OMB/circulars/a122/a122.html> (applies to non-profits)

APPENDIX

Final Environmental Review Memorandum

Maps

- USGS Community Vicinity Map
- Project Activity Map



ALASKA NATIVE TRIBAL HEALTH CONSORTIUM
Division of Environmental Health & Engineering
1901 South Bragaw Street, Suite 200
Anchorage, Alaska 99508

MEMORANDUM

DATE: September 2005

FROM: Heritage and Environmental Consultant

SUBJECT: Nome, Final Environmental Review
AN 05-GE7

TO: FOR THE RECORD

Based upon proposed Federal funding for this project, an environmental review in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA) is required. The Alaska Native Tribal Health Consortium (ANTHC) has considered all potential environmental concerns (specific and cumulative effects) associated with the project in consultation with applicable Federal, State and local authorities. An Environmental Assessment (EA) was completed in May 2004 for proposed facilities construction at Nome, Alaska, including the hostel. The Indian Health Service issued a Finding of No Significant Impact (FONSI) on February 10, 2005. This project will not change the scope of work outlined in the EA, and therefore no additional environmental review is necessary at this time.

The ANTHC requests that the Commission provides to ANTHC staff a file-copy of the approval documentation in accordance with Section C (5) of the *Memorandum of Understanding between the Denali Commission and the Alaska Native Tribal Consortium for Alaska Health, Sanitation, and Other Related Infrastructure* dated September 2004.

If the scope of work is changed in the future, then the ANTHC will revisit this environmental review to determine if potential environmental concerns have been addressed.


Chris Campbell



Denali Commission
510 L Street, Suite 410
Anchorage, AK 99501

907.271.1414 tel
907.271.1415 fax
888.480.4321 toll free
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October 5, 2005

Chris Campbell
Heritage and Environmental Consultant
Alaska Native Tribal Health Consortium
1901 South Bragaw, Suite 200
Anchorage, AK 99508-3440

Dear Ms. Campbell:

RE: Acceptance of Indian Health Service EA and FONSI Determination for Nome
Hostel Project

This letter is written to inform the Alaska Native Tribal Health Consortium (ANTHC) that the Denali Commission (Commission) will defer to the Environmental Assessment (EA) completed by the Indian Health Service (IHS) and the finding of no significant impact (FONSI) for the Nome hospital and the Nome hostel project.

The Commission is in receipt of both the EA conducted by IHS and the memorandum dated February 2005 that documents the FONSI determination, and has included both documents in the Nome hostel project record.

Please contact Ms. Tessa Rinner of my staff, trinner@denali.gov, 271.1624, with any questions.

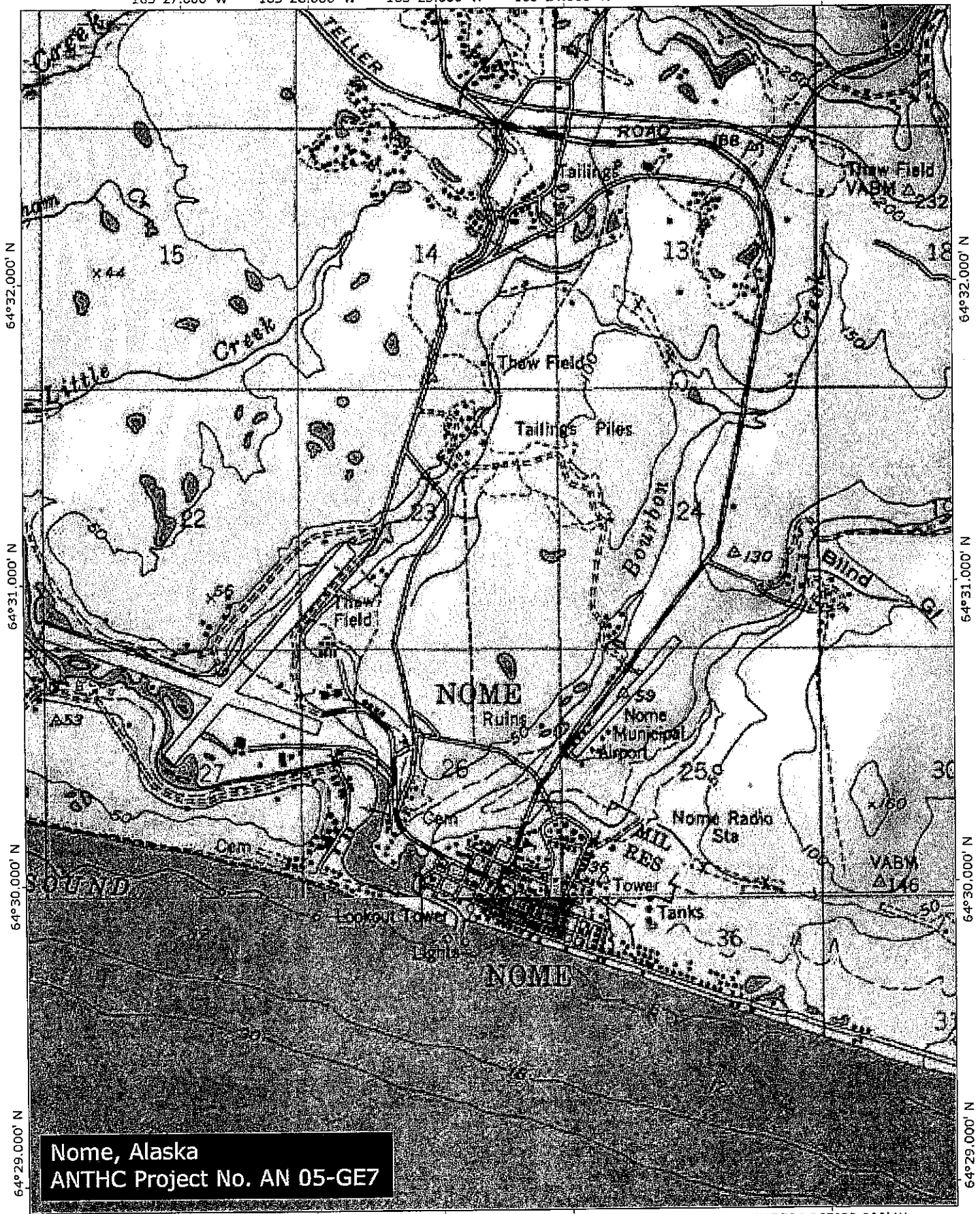
Sincerely,

A handwritten signature in black ink, appearing to read "R. B. Marcil".

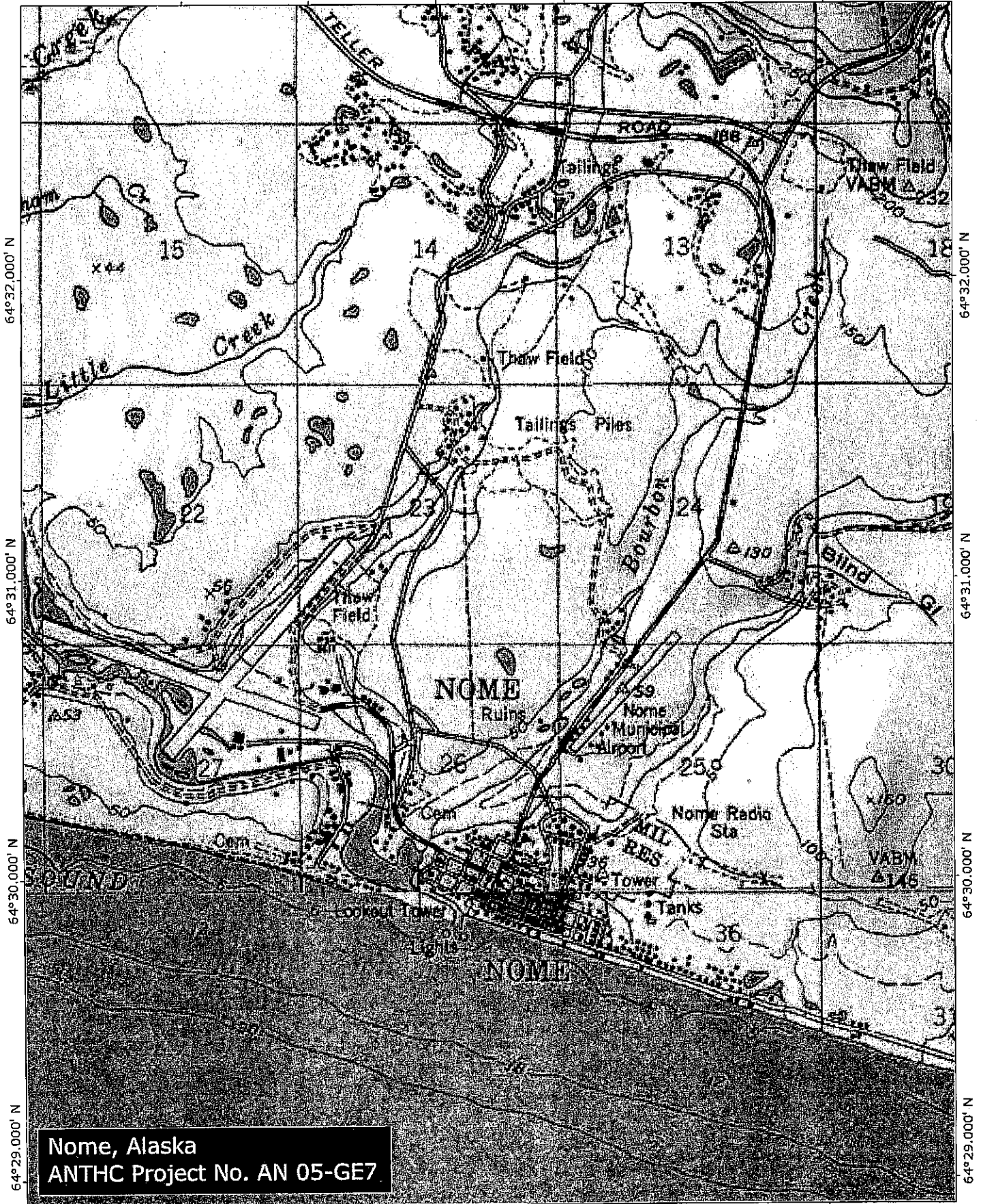
Roger B. Marcil
Executive Director

CC: Rick Boyce/Dan Reitz, ANTHC (via e-mail)
Stephen Christopher, NSHC (via e-mail)

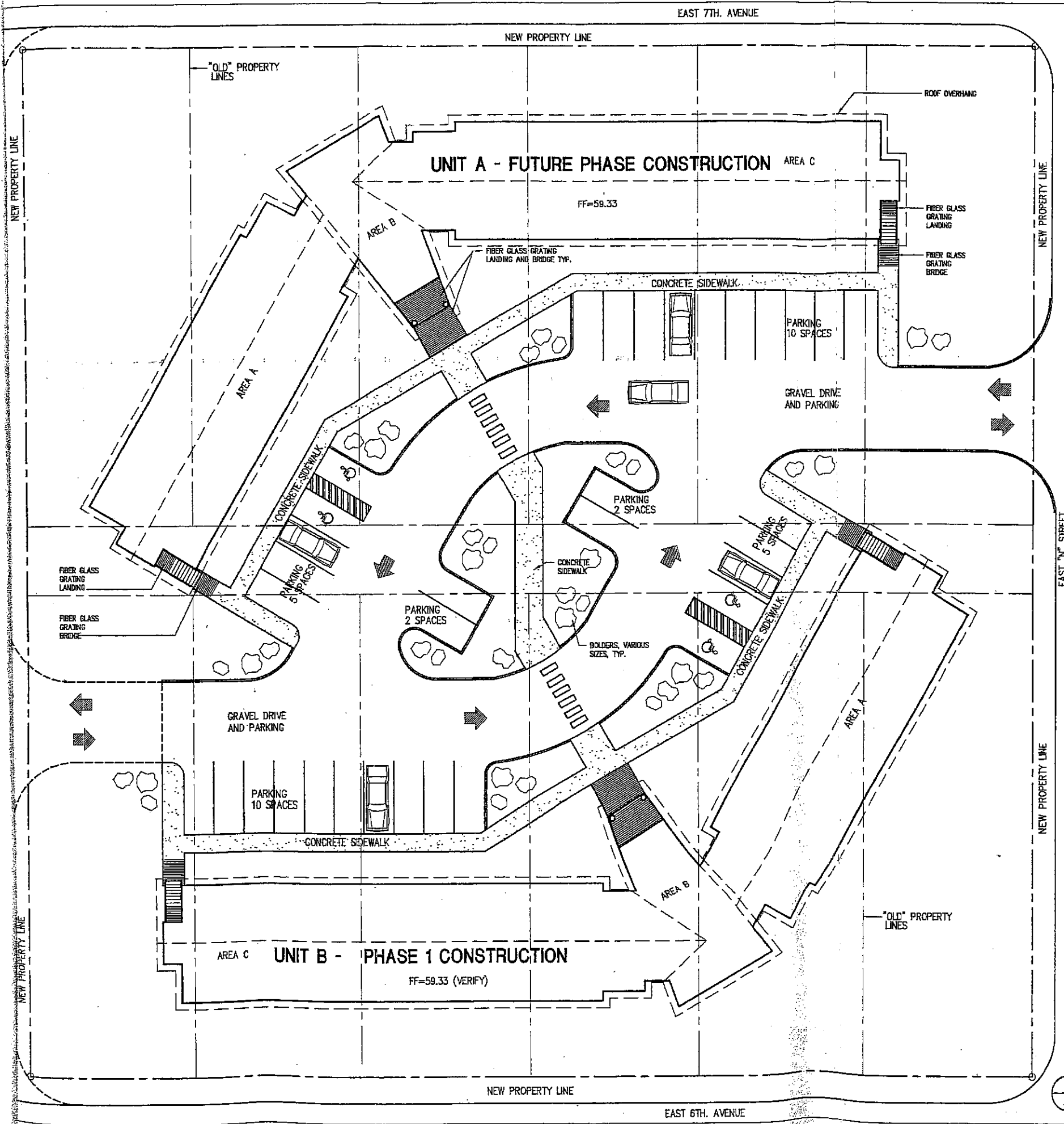
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185-05/Nome Hostel/Correspondence



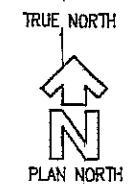
Nome, Alaska
ANTHC Project No. AN 05-GE7



Nome, Alaska
ANTHC Project No. AN 05-GE7



- GENERAL NOTES - SITE PLAN**
- REFER TO CIVIL SHEET C1 FOR ALL SPECIFIC INFORMATION PERTAINING TO:
 - EXISTING GRADES
 - NEW GRADES
 - EXISTING UTILITIES
 - NEW UTILITIES
 - EXISTING CONTOURS
 - NEW CONTOURS
 - FINISH FLOOR ELEVATIONS

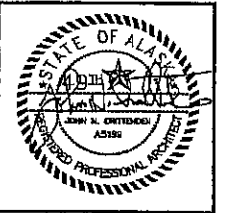


1 SITE PLAN
 1/16"=1'-0" (1/32"=1'-0" REDUCED)

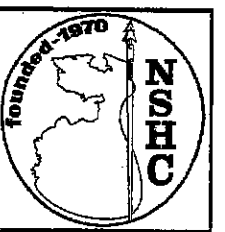
**Architects
Alaska**
 An Alaskan Corporation
 Architecture
 Landscape Architecture
 Interior Architecture

900 West Fifth Avenue
 Anchorage, Alaska 99501
 (907) 272-3567

191 E. Swanson Avenue
 Wasilla, Alaska 99634
 (907) 373-7503



NORTON SOUND HEALTH CORPORATION
Nome, Alaska
ANTHC Project No. AN 05-GE7



Revisions		
No.	Description	Date
1	4/1/04	

Drawn by	Date
DR	08/24/03
Checked	Job No.
JNC	02052.01

Sheet Contents	
ARCHITECTURAL SITE PLAN	

Discipline	Sheet No.
A	1